



330573

**FW: Lovejoy Comments and Site Model Memo**

Rich, Nancy J. to: Thomas Krueger

Re: "Ed Cooney"

05/15/2009 05:08 PM

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History: This message has been forwarded.

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Hello, Tom. FYI, here are the comments and site model that Lovejoy submitted today. We really appreciate Michael's willingness to hold a technical meeting with Dr. Cooney last week and to allow us until today to submit our comments and site model.

I am concerned, however, regarding Michael's e-mail to the entire PRP group that identified next Wednesday, May 20, as the drop dead date for committing to early action. There is a big difference in what Lovejoy would be required to do under provisions of the draft RI that should not be applied to Lovejoy's unique geology, versus what makes sense when these unique characteristics are taken into account. Note that it's not just an issue of cost, but of methodology, potentially including methodologies that could significantly interfere with, or at least require substantial accommodations in, Lovejoy's operation of its business. Thus neither Dr. Cooney nor I can advise Lovejoy regarding the early action option until we have at least a basic idea of whether Dr. Cooney's site model and potential remedial approach is an acceptable basis for designing the early action. I don't think that Michael intends for Lovejoy to have to commit before we have these basic answers, but we did address this issue in the comments because of its importance. As we also stated in the comments, we will meet with Lovejoy and obtain a decision ASAP after we receive EPA's response.

As you know, I think that early action in general is a good idea, and I'd like to see it happen at Lovejoy if it's feasible. Thank you in advance for your consideration of our comments and concerns.

NANCY J. RICH

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-----Original Message-----

From: Ed Cooney [mailto:ed@ecooney.com]

Sent: Friday, May 15, 2009 3:56 PM

To: Berkoff.Michael@epamail.epa.gov

Cc: Rich, Nancy J.

Subject: Lovejoy Comments and Site Model Memo

Michael - I've attached two documents for your review - signed copies will be sent out today. Please let me know if you have any comments or questions.  
Thanks. Ed

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Site Model for Determination of Potential Remedial Approach at Lovejoy.doc 051509 RI Comments re Lovejoy.DOC